

APPLICATION FOR AN AREA VARIANCE
TOWN OF FISHKILL, COUNTY OF DUTCHESS, NEW YORK

Application # **V**

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COMPANY: _____

APPLICANT: _____

MAILING ADDRESS: _____

PHONE: _____

(OFFICE USE ONLY)		TA - _____
Date of Receipt of Appeal:		
Date of Public Hearing:		
Application Fee:	\$	Ck #
Escrow Fee:	\$	Ck #
Date Mailed to DC Planning:		
Date of ZBA Decision:		
Date Decision Filed with Town Clerk:		
Date Decision Mailed To DC Planning:		

(If property is not owned by the applicant, the applicant must submit a statement by the property owner authorizing the applicant to appeal on his/her behalf.)

NAME OF PROPERTY OWNER (if different than applicant): _____

Year Owner Acquired Property: _____

APPEAL CONCERNS PROPERTY AT THE FOLLOWING ADDRESS: (must be full street address)

TAX GRID NUMBER: #06

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THE APPLICANT'S APPEAL, AS PERMITTED BY STATE LAW, CONCERNS THE FOLLOWING:

- _____ DENIAL OF A BUILDING PERMIT APPLICATION
- _____ TOWN OF FISHKILL PLANNING BOARD ACTION
- _____ INTERPRETATION OF TOWN CODE: _____

VARIANCE REQUESTED FOR THE CONSTRUCTION OF: _____

VARIANCE REQUESTED FOR THE LEGALIZATION OF: _____

VARIANCE FOR OTHER ACTION: _____

VIOLATION WITH WHICH ZONING CODE(S): _____

DATE OF ZONING ENFORCEMENT OFFICER'S DENIAL LETTER: _____

STATE THE REASON YOU ARE APPLYING FOR THE VARIANCE(S):

IS IT POSSIBLE TO ACHIEVE YOUR GOAL WITHOUT A VARIANCE?: () YES () NO (If no, must explain)

Zoning District: _____	Minimum allowed by Code	Current Setback	New Setback	Variance Required
Front Yard Setback (R15, R20, RMF3, RMF5 - 35ft) (R40, R2A - 50ft) (R4A - 75ft) (Beacon Hills District - 35ft)	_____ft	____ft. ____in.	____ft. ____in.	____ft. ____in.
Rear Yard Setback (R15, RMF3, RMF5 - 30ft) (R20 - 40ft) (R40, R2A - 50ft) (R4A - 60ft) (Beacon Hills District - 40ft)	_____ft	____ft. ____in.	____ft. ____in.	____ft. ____in.
Left Side Yard Setback (R15, RMF3, RMF5 - 15ft) (R20 - 20ft) (R40 - 25ft) (R2A - 40ft) (R4A - 50ft) (Beacon Hills District - 20ft)	_____ft	____ft. ____in.	____ft. ____in.	____ft. ____in.
Right Side Yard Setback (R15, RMF3, RMF5 - 15ft) (R20 - 20ft) (R40 - 25ft) (R2A - 40ft) (R4A - 50ft) (Beacon Hills District - 20ft)	_____ft	____ft. ____in.	____ft. ____in.	____ft. ____in.
Maximum Lot coverage (impervious Surfaces) (R15 - 22%) (R20, RMF3 - 20%) (R40 - 12%) (R2A - 10%) (R4A - 5%) (RMF5 - 30%) (Beacon Hills District - 20%)	(Maximum Lot Coverage) _____%	(Current Lot Coverage) _____%	(New Lot Coverage) _____%	_____%
Other: (Please Specify) _____				

Is property within 500 feet of any of the following?

- _____ Village of Fishkill, _____ Town of Wappinger, _____ Town of East Fishkill,
 _____ City of Beacon _____ I - 84
 _____ State or County Rd (Route 9 or 9D, Route 52 or 82, DC-34, DC-35, DC-36)
 _____ State Park or other recreation area,
 _____ Existing or proposed right - of - way of any stream, creek or river (explain: _____)
 _____ Wetlands, or wetland buffer zones

Application Check List:

- _____ Check made to the Town of Fishkill for the Application Fee (\$300 Residential or \$750 Commercial)
 _____ Check made to the Town of Fishkill for the Escrow Deposit (\$1,000 Residential or \$2,500 Commercial)

Required: One (1) Original and Twelve (12) Copies of the Following (13 Total) **(DO NOT STAPLE)**

- _____ Application (3 pages)
 _____ Environmental Assessment Short Form (1 page)
 _____ Financial Disclosure Form (4 pages) notarized
 _____ Professional drawings outlining project along with a plot or site plan
 _____ Copy of the Building Permit Denial Letter
 _____ Owners consent letter (if necessary)

Acknowledgement

In accordance with Town of Fishkill Town Code §150-98, the undersigned owner and, if different, the undersigned applicant acknowledge and agree that, in the event of failure to reimburse the engineering, legal or consulting expenses incurred by the Town, with regard to this application, the Town may seek recovery of such fees by action venued in a court of appropriate jurisdiction, and the owner and the applicant, if different, shall be jointly and severally responsible for the reasonable and necessary attorney's fees expended by the Town in prosecuting such action. In the alternative, and at the sole discretion of the Town, a default in reimbursement of such expenses incurred by the Town, with regard to this application, shall be remedied by charging such unpaid sums against the subject property and collecting them along with any other charges against the subject property.

Applicant's
Signature: _____

Date: _____

Owner's
Signature: _____

Date: _____